

REMARKS

The enclosed is responsive to the Office Action mailed on June 12, 2008. At the time the Examiner mailed the Office Action claims 1-6 were pending. By way of the present response Applicant has amended no claims, no claims have been canceled, and no new claims have been added. As such, claims 1-6 are now pending. Applicant respectfully requests reconsideration of the present application and the allowance of all claims now presented.

35 U.S.C. §102/103

The Examiner has rejected claims 1-3 under 35 U.S.C. §102(a) as being anticipated by *An*, et al., (Publication, Journal of the American Chemical Society, 2004, 126:10232-10233, hereinafter "*An*"). The Examiner has rejected claims 1-3 under 35 U.S.C. §103(a) as being unpatentable over *An*.

Applicant respectfully submits that *An* is not available prior art under 35 U.S.C. § 102(a) and 35 U.S.C. §103(a) because the 2004 publication date of *An* does not predate the June 29, 2002 filing date of the present application.

Applicant respectfully points out that the above identified application is the National Phase of International Application No. PCT/KR2002/001245, filed on June 29, 2002. The United States Patent and Trademark Office has issued the Notice of Acceptance of the Application under 35 U.S.C. § 371 and 37 C.F.R. 1.495 on December 12, 2007. In particular, Applicant respectfully points the Examiner to the portion of the 371 Acceptance Notice which states **"the filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363)."** Accordingly, the December

29, 2004 "371(c) Date" displayed in PAIR indicates the date of receipt of the 35 U.S.C.

371(c)(1), (c)(2) and (c)(4) requirements, and does not indicate the filing date accorded the above identified application. For further reading, Applicant additionally points the Examiner to M.P.E.P § 1893.03(b).

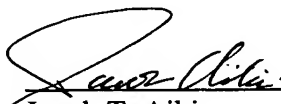
Accordingly, Applicant respectfully submits that *An* is not available as prior art and requests the withdrawal of the rejections of claims 1-3 under 35 U.S.C. § 102(a) and 35 U.S.C. § 103(a).

Pursuant to 37 C.F.R. 1.136(a)(3), applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 C.F.R. 1.16 and 1.17, to Deposit Account No. 02-2666.

Respectfully submitted,

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Date: August 25, 2008



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